

EXHIBIT G

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE: METHYL TERTIARY BUTYL ETHER *MASTER FILE NO.: 1:00-1898
M.T.B.E PRODUCTS LIABILITY *MDL 1358 (SAS)
LITIGATION *M21-88
*

COMMONWEALTH OF PUERTO RICO, ET AL.*CIVIL NO. 07-10470

PLAINTIFFS

VS.

SHELL OIL CO. ET AL.

DEFENDANTS

* JURY TRIAL DEMANDED

**TAKING OF THE DEPOSITION OF JOSEPHINE ACEVEDO
ESQUILÍN**

DATE : MAY 29, 2013

TIME : 9:50 A.M. - 3:24 P.M.

OFFICE : DEPARTMENT OF NATURAL RESOURCES
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SAN JUAN, P.R.

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1 Q What have you done to prepare for your
2 testimony today?

3 A I have met with counsel for, for the, Puerto
4 Rico.

5 Q What else?

6 A I have spoken with other colleagues who have
7 done depositions before.

8 Q Have you reviewed any documents to prepare for
9 your testimony today?

10 A What the attorneys have submitted.

11 Q What documents have you reviewed to prepare?

12 A The subpoena for the deposition.

13 Q Are you referring to the notice of the
14 deposition, the, the copy which I'm handing you?

15 A Yes.

16 Q When did you first see that?

17 A About...

18 MR. WILLIAM PETIT:

19 Objection to form. It's been revised a couple of
20 times. You may answer.

21 DEPONENT:

22 About a month ago. About a month or a month and a
23 half ago. Yes.

24 **BY MR. STEPHEN DILLARD, ESQ.:**

25 Q And you've not brought any documents here with

1 you today. Is that correct?

2 A No.

3 Q I'm going to show you what's been marked as
4 Exhibit one (1) to your deposition. Have you seen this
5 before?

6 A No.

7 Q The title of it is *Documents Used To Prepare*
8 *Josephine Acevedo*. You see that?

9 A Yes.

10 Q Have you reviewed those documents to prepare
11 for your testimony today?

12 A No.

13 Q No. Ms. Acevedo, at some time in the past,
14 were you asked to preserve any documents in connection
15 with the lawsuit that has been filed by the Commonwealth
16 that we are here about today?

17 A Yes.

18 Q When?

19 A In February.

20 Q February of 2013?

21 A Yes.

22 Q What were you asked to preserve in February of
23 2013?

24 A All documents related to Chevron Phillips.

25 Q And did you provide all of the documents you

1 had that related to Chevron Phillips?

2 A Yes.

3 Q You provided that to counsel for the
4 Commonwealth?

5 A I gave them to Ms. Diana Fontanes.

6 Q Is she an attorney with E.Q.B.?

7 A No, she is retained by counsel for the
8 Commonwealth.

9 Q I see. Before February 2013 you have not been
10 asked to preserve any documents?

11 A Yes.

12 Q Yes, you had not been?

13 A Yes, I had been asked.

14 Q Had been asked. When were you first asked to
15 preserve documents in relation to this lawsuit?

16 A In February of 2013.

17 Q All right. What was it you were asked to
18 preserve before February of 2013?

19 A All of the documents related to what I was
20 handling.

21 Q But that was not in relation to the lawsuit.
22 Is that what you're saying?

23 A True.

24 Q Which of your colleagues did you talk to about
25 a deposition?

1 A Wanda Garcia and Roberto Ayala.

2 Q You said Roberto Ayala.

3 INTERPRETER:

4 Ayala.

5 DEPONENT:

6 Yes.

7 **BY MR. STEPHEN DILLARD, ESQ.:**

8 Q And why did you contact them or seek them out?

9 A Because I was told that they had had a
10 deposition.

11 Q In February of 2013, when you were asked to
12 preserve documents, were you also asked to preserve your
13 e-mails at that time?

14 A No.

15 Q Has anyone ever asked you to preserve your e-
16 mails that might relate to this litigation brought by
17 the Commonwealth?

18 A No.

19 Q When you were asked to preserve documents in
20 February of 2013, did that include electronically stored
21 documents, as well as hard copy paper documents?

22 A No.

23 Q Just hard copy documents. Is that what you're
24 saying?

25 A Yes.

1 Q Do you have any electronically stored documents
2 that related to the Core facility or the litigation
3 brought by the Commonwealth over M.T.B.E. contamination?

4 A Yes.

5 Q But you've not been asked to provide those.
6 Correct?

7 A No.

8 Q No, you have not been asked to provide those.

9 A No, it is not correct.

10 Q All right. So you have been asked to provide
11 electronically stored documents relating to either the
12 Core facility or the M.T.B.E. litigation.

13 A Yes.

14 Q And have you provided those?

15 A Yes.

16 Q Do you have e-mails that relate either to the
17 Core site or the M.T.B.E. litigation?

18 INTERPRETER:

19 "Le pregunto si usted tiene correos electrónicos
20 que estén relacionados, o con el sitio del cuerpo o el
21 litigio de M.T.B.E.".

22 DEPONENT:

23 Could you repeat the question?

24 MR. WILLIAM PETIT:

25 I think there's a translation issue here. "Core"